

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1169 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA Sd/-

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
Nos 1 to 5 No.

VIRJIBHAI RATNABHAI

Versus

RANJIT CHEMICAL INDUSTRIES

Appearance:

MR IS SUPEHIA for Petitioner

MR DG SHUKLA FOR MR SI NANAVATI for Respondent.

CORAM : MR.JUSTICE M.R.CALLA

Date of decision: 07/08/97

ORAL JUDGEMENT

Both the parties have produced the consent terms dated 7.8.1997 duly signed by them as also by their respective lawyers. The agreed terms are as under :

"1. The petitioner workman has agreed to accept terminal benefits from M/s.Ranjit Chemical Industries, Respondent herein, the details of

which are mentioned here under :

- (i) Gratuity Rs.13,000/-
(ii) Compensation Rs.13,000/-

TOTAL Rs.26,000/-

2. The petitioner workman agrees that he will not have any claim of reinstatement or for back wages for the period from 1.1.1987 till the date of present consent terms.
3. The petitioner workman also agreed that he does not have claim against the respondent in respect of wages, bonus, leave with wages or any other monetary benefits and he agrees not to raise any dispute in future for the said benefits against the respondent herein.
4. The respondent herein is making payment of Rs.26,000/- by account payee cheque to the petitioner workman and petitioner workman agrees to accept the same in full and final settlement of all his legal dues against his claim for reinstatement in service with full back wages and other benefits as claimed by him in the present petition.
5. The parties hereto request the Hon'ble Court to modify the impugned award passed by the Presiding Officer of the Labour Court in Reference (L.C.A.) No. 1027 of 1987 dated 28.6.1996 accordingly in terms of the present consent terms".

Accordingly this Special Civil Application is allowed. The impugned Award passed by the Labour Court at Ahmedabad in Reference (L.C.A.) No.1027 of 1987 dated 28.6.1996 is modified according to the agreed terms as above. These terms shall be enforceable as an order of the Court. Rule is made absolute in the agreed terms as above. No order as to costs.

m.m.bhatt